

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*): That part of the question does not arise. That question assumes that the Police Commissioner had to obtain the sanction of the Government.

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): May I know, Sir, whether in the opinion of the Government the answer printed as (e) is complete?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*): Yes.

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): May I know, Sir, why sanction of the Government was not taken before notices were issued to the parties, both under the Police Act and under the Defence of India Act.

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*): There was no necessity for applying for Government sanction. It is perfectly within the competence of the Police Commissioner.

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): May I know, Sir, whether notice was issued with the idea of taking action, if necessary, or simply for the sake of issuing notice and not taking action?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*): Notices were issued for taking action.

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): Are we to understand that the Police Commissioner of his own initiative can issue notices without getting the sanction of the Government?

Mr. President: Order, order.

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): Are we to take it like that is the question, Sir?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*): The Police Commissioner received a petition and found the allegations prejudicial and issued notice. The issue of notice was part of investigation. When a *prima facie* case is made out, probably the Police Commissioner would consult the Government. Otherwise, *suo moto* orders will be passed.

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): May I know, Sir, whether after the notice was served upon certain persons action was taken further or dropped?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*): Action was taken and parties on whom notices were served appeared before the Commissioner and explained their position and the Commissioner also made local enquiries. They tendered their apologies and the apologies were accepted and further action was dropped.

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): May I know whether the apologies were written or oral?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*): written and oral.

231. **Mr. K. Narayana Menon** (*Mulakunnathukavu*): Will Government be pleased to state.—

(a) whether Head Constable Govinda Menon was transferred from Palayannur to Trichur and if so, when and by whom;

(b) whether the same Head Constable was re-transferred to Palayannur and if so, by whom and when;

(c) what travelling allowance was allowed to the Head Constable in this transfer?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*):

(a) and (b) No.

(c) Does not arise in view of answer to sub-divisions (a) and (b).

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): Are we to take, Sir, that the Head Constable named in (a) was never transferred from the Palayannur Station?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur (*Commissioner of Police*): No. That is printed.

Mr. P. Kumaran Ezhuthassan (*Vadakkancheri*): We know otherwise. The reason cannot be questioned.

REARRANGEMENT OF THE BUSINESS OF THE COUNCIL

Mr. President: I have to announce to hon'ble members that His Highness has directed that all public offices should be closed on Thursday as a mark of respect to the late Elaya Raja. This House, therefore, will not sit on Thursday and I would suggest that in place of Thursday we might sit on Saturday. If any of the hon'ble members find it inconvenient, I may be informed and I will so arrange.

- Mr. A. B. Salem (Mattancheri):** Saturday is inconvenient for me.
- Mr. President:** I am sorry. I realise that it is inconvenient to one hon'ble member. But in a matter like this, we have to consider the views of the majority.
- Mr. Joseph Pettah (Adur):** What will be the arrangement of business?
- Mr. President:** Thursday's business will move on to Friday.
- Mr. K. M. Ibrahim (Cranganur):** On Saturday, it is rather inconvenient for Saraswat Brahmins.
- Mr. N. Govinda Pai (Nominated):** Saturday is a public holiday.
- Rama Varmha Tampuran (Secretary to Government):** It is not a public holiday.
- Mr. President:** It is true it is a gazetted holiday.
- Rama Varmha Tampuran (Secretary to Government):** It is a holiday for a special community.
- Mr. President:** That is why I mentioned the matter in this way to enable any hon'ble member inconvenienced by a sitting on Saturday to let me know.
- Mr. A. B. Salem (Mattancheri):** That is why I say it would be inconvenient.
- Mr. Joseph Pettah (Adur):** That day happens to be a day of obligation for Catholics also, Saturday 25th of March.
- Mr. President:** Is it impossible for hon'ble member to attend the Council that day?
- Mr. Joseph Pettah (Adur):** It is as impossible as to attend on a Sunday.
- Rama Varmha Tampuran (Secretary to Government):** But in Government offices nobody is allowed to be absent on Saturday, not even Roman Catholics, only people who observe the Telugu New Year.
- Mr. K. M. Ibrahim (Cranganur):** That is a Special Holiday for one Hon'ble Member. It is a special holiday for Cranganur, my constituency.
- Mr. President:** Does the Hon'ble member mean to suggest that all public offices in Cranganur are closed on that day?
- Mr. C. V. Iyyu (Kunnamkulam):** I may be allowed to submit that if the Legislative Council is held in Cranganur, it cannot be held on Saturday.
- Mr. K. M. Ibrahim (Cranganur):** It is inconvenient to the Jewish community, it is inconvenient to Saraswat Brahmins, it is inconvenient to Roman Catholics. It is inconvenient to Cranganur constituency. Where is the question of conducting it in Cranganur?
- Mr. President:** I quite recognise that it may be inconvenient to some Hon'ble members to change the dates of the Council meeting like this. I think as far as I can judge the feelings of the House, that it would be in accord with the wishes of the majority that the House should meet on Saturday and finish its business rather than carry on the sittings to next week.

SUPPLEMENTARY GRANTS—(cont.)

78. Rs. 468—0—0 under "17-A-Law and Justice—Dearness allowance"

79. Rs. 450—0—0 under "17-A-Law and Justice—T. A."

Mr. M. Sivarama Menon (Advocate-General): I rise to move for additional allotments of Rs. 468 under "17-A-Law and Justice—Dearness Allowance" and Rs. 450 under "17-A-Law and Justice—T. A." The 1st supplementary grant is due to the enhancement of the rate of dearness allowance granted to my staff as well as the staff of both the Government Pleaders. The second is required to meet the cost of increased travelling not only on account of the increase in the number of select committees but also on account of the fact that the Government Pleader has to appear in a certain case in Trichur and I had also to appear in Trichur in an important Government case. I request that the House may be pleased to grant these amounts.

Demands put and carried

80. Rs. 2,050—0—0 under "17-Law and Justice—B1-High Court—Dearness allowance"

81. Rs. 5,200—0—0 under "17-Law and Justice—B2-District Court—Dearness allowance"

82. Rs. 850—0—0 under "17-Law and Justice—B2-District Court—Travelling allowance"

83. Rs. 12,400—0—0 under "17-Law and Justice—B (3) Munsiff's Court—Dearness allowance"

84. Rs. 7,375—0—0 under "17-Law and Justice—B (3) Munsiff's Court—Travelling allowance"

Mr. M. Sivarama Menon (Advocate-General): Sir, I beg to move for the additional allotments of Rs. 2,050 under "17-Law and Justice—B1-High Court—Dearness Allowance",